

No. 98-1945

No. 98-2138

No. 98-3064

Virginia M. Locke; William G. Locke, *

[UNPUBLISHED]

Appellants,
v.
Wal-Mart Stores, Inc.,
Appellee.

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No. 98-3119

Virginia M. Locke; William G. Locke,
Appellees,
v.
Wal-Mart Stores, Inc.,
Appellant.

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Submitted: June 14, 1999
Filed: June 21, 1999

Before BOWMAN, HEANEY, and FAGG, Circuit Judges.

PER CURIAM.

Virginia M. Locke and William G. Locke appeal the district court's grant of Wal-Mart Stores, Inc.'s (Wal-Mart) motion for judgment as a matter of law in the Lockes'

action to recover for personal injuries and loss of consortium arising from a fall when Virginia Locke was a patron at a Wal-Mart store. We review the grant of a motion for judgment as a matter of law under a well-established standard. After careful review of the record and the parties' submissions, we conclude the district court correctly granted judgment in Wal-Mart's favor. We also conclude a comprehensive opinion in this diversity case would lack precedential value. We thus affirm the district court's ruling without further discussion. Having ruled in Wal-Mart's favor, we need not consider the Lockes' contention that the district court improperly entered a conditional order for a new trial or Wal-Mart's cross-appeal. See 8th Cir. R. 47B.

A true copy.

Attest:

CLERK, U.S. COURT OF APPEALS, EIGHTH CIRCUIT.